

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

TUESDAY, MARCH 29, 1983

AT 8:30 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Chairperson Gotch at 9:13 a.m. The meeting was recessed by Chairperson Gotch at 10:22 a.m. due to the lack of a quorum. The meeting was reconvened by Chairperson Gotch at 10:25 a.m. with Deputy Mayor Cleator and Council Member Struiksma not present. Chairperson Gotch recessed the meeting at 10:27 a.m. into Closed Session in the twelfth floor conference room on meet and confer matters with a Special Meeting to be held at 2:00 p.m. on the matter of the final selection and appointment of a candidate to fill the vacancy in Council District 3.

Council introduced and welcomed Dr. Mason Andrews, Julian Hurst, John Sears, Lee Payne, Dr. Henry McCoy, Nancy Kresch, Allan Jenson and James Eckles from Norfolk, Virginia who were visiting San Diego to review background of the San Diego Trolley development.

ATTENDANCE DURING THE MEETING:

- (M) Mayor-vacant.
 - (1) Council Member Mitchell-present.
 - (2) Council Member Cleator-not present.
 - (3) District 3-vacant.
 - (4) Council Member Jones-present.
 - (5) Council Member Struiksma-present.
 - (6) Council Member Gotch-present.
 - (7) Council Member Murphy-present.
 - (8) Council Member Martinez-present.
- Clerk-Abdelnour (bb a.m.)

FILE LOCATION:

MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

Mayor-vacant.

Council Member Mitchell-not present.

Council Member Cleator-not present.

District 3-vacant.

Council Member Jones-present.

Council Member Struiksma-present.

Council Member Gotch-present.

Council Member Murphy-present.
Council Member Martinez-present.

ITEM-330: (R-83-1011) CONTINUED TO APRIL 19, 1983, AT 9:00 A.M.
TIME CERTAIN

(Continued from the meetings of 12/14/82 and 2/8/83; last continued at Council Member Jones' request.)

Considering the protests, ordering the district formed, confirming the assessment and ordering the proposed maintenance, in the matter of the Bay Terraces Landscape Maintenance District, Area 5, under Resolution of Intention R-257512, adopted on November 22, 1982.

(Paradise Hills Community Area. District-4.)

CITY MANAGER REPORT:

At a public hearing on December 14, 1982, the City Council considered the formation of the Bay Terraces Landscape Maintenance District, consisting of six separate areas within the community for which maintenance services were to be provided through assessments to benefitting properties. Areas 1 and 2 were successfully formed as the Bay Terraces Landscape Maintenance District. Areas 3, 4 and 6 contain open-space sites and, as a result of majority protests, were abandoned. Area 5, also an open-space site, had a majority protest of 60 percent of the area. The 60 percent protest consisted of two large parcels of land, zoned for multi-family use, which were included in the proposed assessment area because of the benefit they would receive from the proposed maintenance. The other 48 parcels in the proposed assessment area are all occupied by single-family dwellings and had submitted a petition to the City Council in August, 1982 requesting the formation of the assessment area. The City Council accepted the petition which contained the signatures of the owners of 31 of the 48 parcels. While the signatures represented 62 percent of the number of parcels, it represented only 28 percent of the total area.

During the public testimony on December 14, a resident of Area 5 requested that the Council delay their decision with respect to Area 5 so that a new petition could be circulated to determine the amount of support for including Area 5 in the maintenance district. If Area 5 is included in the maintenance district, Genstar, Inc. will donate the open-space site to the City and contribute \$9,000 for its rehabilitation. The estimated FY'84 assessment for maintenance of the site is \$50.23 for single-family residences. If Area 5 is abandoned, the parcel will be subdivided into R-1-5 lots, and single-family residences would be constructed.

FILE LOCATION:

STRT M-65

COUNCIL ACTION: (Tape location: A007-018).

MOTION BY JONES TO CONTINUE TO APRIL 19, 1983, 9:00 A.M. TIME
CERTAIN AT CITY MANAGER BLAIR'S REQUEST DUE TO THE FACT 8 VOTES
ARE

REQUIRED. Second by Struiksma. Passed by the following vote:
Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea,
Struiksma-yea, Gotch-yea, Murphy-yea, Martinez- yea, Mayor-vacant.

ITEM-331: ADOPTED AS RESOLUTION R-258171 DENYING THE APPEAL

Matter of the appeal of Schwerin, Xinos & Associates from
the decision of the Planning Commission in requiring that
supplemental transportation be provided by the permittee as a
condition to approving Conditional Use Permit CUP-82-0745. The
permit is to construct a 14-unit senior citizen housing project
with parking and landscaping, and is located at 3082 "E" Street
(approximately 0.19 acres) in the R-3A Zone, in the Golden
Hill Community Plan area. The property is more particularly
described as portion of Lot 44 and all of Lots 45 and 46, Block
95, E.W. Morse's Subdivision, Map-547.

(CUP-82-0745. District-4.)

(R-83-1575)

Today's action is adoption of a Resolution approving or
denying the appeal and the permit.

FILE LOCATION:

PERM CUP-82-0745

COUNCIL ACTION: (Tape location: A019-380).

Hearing began at 9:15 a.m. and halted at 9:40 a.m.

Testimony in favor of the appeal by Syd Xinos.

MOTION BY JONES TO DENY THE APPEAL AND UPHOLD THE DECISION OF
THE

PLANNING COMMISSION. Second by Struiksma. Passed by the following
vote: Mitchell-yea, Cleator-not present, District 3-vacant,
Jones-
yea, Struiksma-yea, Gotch-nay, Murphy-yea, Martinez-yea,
Mayor-
vacant.

ITEM-332: (R-83-1063) CONTINUED TO APRIL 19. 1983, AT 9:00 A.M.

(Continued from the meeting of March 1, 1983 for full
Council.)

Designating "Fairbanks Country Club Reorganization", which
was annexed to the City of San Diego by Resolution R-257785,

adopted January 11, 1983, to be added to the San Diego Open Space Park Facilities District No. 1.

(District-1.)

CITY MANAGER REPORT:

The reorganization public hearing to annex to the City of San Diego the territory described above was held on January 11, 1983. It is appropriate to annex this territory to the San Diego Open Space Park Facilities District No. 1 as the boundaries are coterminous with those of the City of San Diego.

FILE LOCATION:

ANNEX Fairbanks Country Club Reorganization

COUNCIL ACTION: (Tape location: A381-389).

MOTION BY JONES TO CONTINUE TO APRIL 19, 1983, 9:00 A.M. AT CITY MANAGER BLAIR'S REQUEST. Second by Martinez. Passed by the following vote: Mitchell- yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-333: CONTINUED TO APRIL 12, 1983, AT 10:30 A.M. TIME CERTAIN

19830329

(Continued from the meeting of March 1, 1983 for City Manager's report on the impact of additional employees on traffic in the area.)

Matter of the appeal of La Jolla, Inc., et al, from the decision of the Planning Commission in approving Conditional Use Permit

CUP-82-0481 (an amendment to CUP-554PC), to construct and use a parking garage to serve existing research offices, medical offices and research lab and to increase the limit of employees from 450 to 714. The property is located in the 400 block (east side) of Coast Boulevard South and is more particularly described as Lots 1-2, Lots 4-26, portion of Lot 33 and Lots 34-50, Block 17 of La Jolla Park, Map-352 in the R-3 Zone, in the La Jolla Community Plan area. Village Green (CUP-82-0481. District-1.)

Subitem-A: (R-83-)

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-82-0481 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-83-)

Adoption of a Resolution granting the appeal and denying the permit, or denying the appeal and granting the permit with appropriate findings to support Council action.

FILE LOCATION: PERM CUP-554PC

COUNCIL ACTION: (Tape location: A390-480, A551-B363 and B364-387).

Hearing began at 9:42 a.m. and recessed at 9:47 a.m.

Hearing resumed at 9:51 a.m. and halted at 10:27 a.m.

Council Member Struiksma left chambers at 10:15 a.m.

Due to the lack of a quorum at 10:22 a.m. the meeting was recessed.

The meeting was reconvened by Chairperson Gotch at 10:25 a.m. with Deputy Mayor Cleator and Council Member Struiksma not present.

Motion by Mitchell to continue to May 31, 1983, for full Council.

Second by Jones. Failed. Yeas: 1. Nays: 4,5,6,7,8. Not present:

2. Vacant: 3,M.

Motion by Mitchell to continue to April 12, 1983, 10:30 a.m. for full Council. Second by Murphy. Failed. Yeas: 1,4,6,7. Nay: 8.

Not present: 2,5. Vacant: 3-M.

MOTION BY MITCHELL TO CONTINUE TO APRIL 12, 1983, 10:30 A.M. AT HIS REQUEST FOR FULL COUNCIL. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-not present, District 3-vacant, Jones-yea, Struiksma-not present, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ADJOURNMENT:

By common consent the meeting was adjourned by Chairperson Gotch at 10:27 a.m.

FILE LOCATION:

MINUTES